

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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HABIBOLLAH KERMANSHAH,	:	
	:	
Plaintiff,	:	Civil Action No. 1:08-cv-00409-BSJ-AJP
	:	
v.	:	ECF Case
	:	
ABBAS KERMANSHAH, ABDOLMAJID	:	
KERMANSHAH, a/k/a MAJID	:	
KERMANSHAH, ABDOLHAMID	:	
KERMANSHAH, a/k/a HAMID	:	NOTICE OF MOTION
KERMANSHAH, 263 WEST 30 TH INC.,	:	
BANAFSH REALTY, INC., EBRAHIM	:	
REALTY, INC., KERMANSHAH	:	
BROTHERS ORIENTAL RUGS, INC.,	:	
KERMANSHAH ORIENTAL RUGS, INC.,	:	
KERMANSHAH BROTHERS RUGS, INC.,	:	
OVERSEAS PARTNERSHIP CO., INC.,	:	
OVERSEAS PARTNERSHIP COMPANY,	:	
RAHMAN NY, INC., SHERIN WEST 86 TH	:	
STREET CORP., SHIREWIL, INC., and	:	
WILSHIRE LIMITED,	:	
	:	
Defendants.	:	
-----X	:	

PLEASE TAKE NOTICE, that upon the accompanying Memorandum of Law in Support of the Motion to Dismiss the Plaintiff's First Amended Complaint made by Defendants Abdolmajid Kermanshah, Abdolhamid Kermanshah, 263 West 30th Inc., Banafsh Realty, Inc., Ebrahim Realty, Inc., Kermanshah Brothers Oriental Rugs, Inc., Kermanshah Oriental Rugs, Inc., Kermanshah Brothers Rugs, Inc., Overseas Partnership Co., Inc., Overseas Partnership Company, Rahman NY, Inc., Sherin West 86th Street Corp., Shirewil, Inc., and Wilshire Limited (the "Moving Defendants"), the Declaration of F. Barbara Gluck Reid , sworn to on May 14., 2008, the Affidavit of Abdolhamid Kermanshah, sworn to May 14, 2008, and upon all prior pleadings and proceedings had herein, the Moving Defendants will move this Court before the Honorable Andrew J. Peck, United States Magistrate Judge, at the Daniel Patrick Moynihan

United States Courthouse located at 500 Pearl Street, New York, New York, on a date and at a time to be determined by the Court, for an order dismissing the First Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: New York, New York
May 14, 2008

SCHULTE ROTH & ZABEL LLP

By: /s/ F. Barbara Gluck Reid

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F. Barbara Gluck Reid

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